



RECEIVED

JUL 29 2003

OFFICE OF PETITIONS

MS PETITION  
PATENT  
1155-0198P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Mitsuhiro HIGASHI et al. Conf.: 4222  
Appl. No.: 09/555,255 Group: UNASSIGNED  
Filed: May 26, 2000 Examiner: UNASSIGNED  
For: ORTHOALKYLATION CATALYST FOR PHENOL &  
PROCESS FOR PRODUCING ORTHOALKYLATED  
PHENOL USE THEREOF

RECEIVED  
08 OCT 2003  
Legal Staff  
Patent Division

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)**

**MS PETITION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

July 25, 2003

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

Note: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☒ Small entity - fee \$650.00 (37 C.F.R. § 1.17(m)).  
Applicant claims small entity status. See 37 C.F.R.  
§ 1.27.
- ☐ Other than small entity - fee \$1,300.00 (37 C.F.R.  
§ 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action  
in the form of (identify type of reply):
- ☐ has been filed previously on .
- ☒ is enclosed herewith. (copy of PCT International  
Application)

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or  
after June 8, 1995, no terminal disclaimer is  
required.
- ☐ A terminal disclaimer (and disclaimer fee (37 C.F.R.  
§ 1.20(d)) of \$55.00 for a small entity or \$110.00 for  
other than a small entity) disclaiming the required  
period of time is enclosed herewith.

4. Statement: The entire delay in filing the required reply  
from the due date for the required reply until the filing  
of a grantable petition under 37 C.F.R. § 1.137(b) was  
unintentional.

- ☐ No fee is required.
- ☒ Check(s) in the amount of \$650.00 is/are enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of  
\$0.00. This form is submitted in triplicate.

Appl. No. 09/555,255

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 

Andrew D. Meikle, #32,868

ADM/jmb  
1155-0198P

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

Attachments: ☒ Fee Payment  
☒ Copy of PCT International Application